

ward to the county judge of their county a duplicate return showing the number of votes cast for or against the amendment, and on the tenth day thereafter the county judge shall open and count said returns, and forthwith forward to the secretary of state, in a sealed package, a tabulated statement thereof, showing the total number of votes cast in the county for or against the amendment, and on the fortieth day after said election the secretary of state shall, in the presence of the governor and attorney general, open and count said returns; and if it shall appear from the returns that a majority of the votes were cast for said amendment, it shall be the duty of the governor on the following day to issue his proclamation setting forth the fact that said amendment has received a majority of the votes cast at said election, and shall proclaim that said amendment has become and is a part of the State constitution, and this amendment shall take effect from and after said proclamation.

Passed March 14, 1881, by vote of two-thirds of all the members elected to each house.

No. 7.—*Joint Resolution granting the Hon. G. B. Gerald, judge of the county court of McLennan county, sixty days leave of absence from the State.*

SECTION 1. *Be it resolved by the Legislature of the State of Texas,* That a leave of absence from the State for a period of sixty days during the year A. D. 1881, be and is hereby granted to Hon. G. B. Gerald, judge of the county court of McLennan county, said leave to be taken between June the tenth and September the first, as best suitable to the duties of his office.

SEC. 2. Whereas, important matters call the Hon. G. B. Gerald from our State during the year A. D. 1881, and as the end of this session of the Legislature is near at hand, therefore an emergency exists and an imperative public necessity demands that the constitutional rule requiring a bill to be read on three several days be suspended and that this resolution take effect and be in force from and after its passage.

Approved March 17, A. D. 1881.

Takes effect ninety days after adjournment.

No. 8.—*Joint Resolution amending section 24 of article 3 of the constitution of the State of Texas.*

SECTION 1. *Be it resolved by the Legislature of the State of Texas,* That section twenty-four (24) of article 3 of the constitution of the State of Texas be so amended as to hereafter read as follows (viz):

"Section 24. The members of the Legislature shall receive from the public treasury such compensation for their services, as may from time to time, be provided by law, not exceeding five dollars per day. In addition to the per diem, the members of each House shall be entitled to mileage in going to and returning from the seat of government, which mileage shall not exceed five (\$5.00) dollars for every twenty-five miles, the distance to be computed by the nearest and most direct route of travel by land, regardless of railways or water routes; and the comptroller of the state shall prepare and preserve a table of distances to each county seat, now

or hereafter to be established, and by such table the mileage of each member shall be paid ; but no member shall be entitled to mileage for any extra session that may be called within one day after the adjournment of a regular or a called session ; *provided*, the regular session of the Legislature shall not continue longer than one hundred days."

And be it further resolved, That the governor be requested to submit to the vote of the electors of the State, the foregoing proposed amendment to the constitution, at an election to be ordered on the first Tuesday in September, A. D. 1881, in accordance with the provisions of article 17 of the State constitution.

Passed March 22, 1881, by vote of two-thirds of all the members elected to each house.

No. 9.—*Joint Resolution making an appropriation for the settlement of Thomas Toby claim.*

WHEREAS, It has been satisfactorily established that the late Republic of Texas was indebted to Thomas Toby, deceased, late of New Orleans, in a large sum of money for advances made and supplies furnished and services rendered between the 24th day of May, 1836, and April 1, 1838, to aid and sustain her in her struggle for independence, which remains unpaid; and whereas, there is a balance now of \$101,113 27 in the United States treasury belonging to the Texas debt fund applicable to the payment of all revolutionary claims of which this is one; therefore

SECTION 1. *Be it resolved by the Legislature of the State of Texas*, That the sum of \$45,000 be and the same is hereby acknowledged and validated as a just debt against the reserved fund held by the government of the United States for the payment of the debt of the late Republic of Texas; and our representatives in Congress are hereby respectfully requested by bill or otherwise to move Congress to make an appropriation out of said reserved fund for the full payment of this claim, and that on such appropriation by Congress the heirs of Thomas Toby, deceased, are hereby authorized and empowered to apply for and receive from the proper authorities of the United States, the said sum of \$45,000 in full, without scale or abatement.

SEC. 2. That Texas will not regard the payment of said claim as a credit on the amount now owing to the State of Texas by the United States, unless the heirs of Thomas Toby shall first, before memorializing Congress or applying to any department of the general government for payment of said claim, file in the office of the treasury of the State of Texas, a full release of all claims against the State of Texas (which may remain unsatisfied by the United States out of money due Texas and reserved by the United States.)

Approved March 30, A. D. 1881.

Takes effect ninety days after adjournment.

No. 10.—*Joint Resolution expressing sympathy for the people of Ireland in their struggle against the oppressive system of British land lordism.*

SECTION 1. Whereas, the people of Texas have ever been the friends of a people struggling against oppression in any form; and,

Whereas, the representatives of the people in the Legislature assem-